

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 2236 of 2003

DATED: 18.7.2007

Between:

Nandyala Muna Swamy & another

petitioner

And

The Collector (Panchayat)
District Chittoor & Another

Respondents

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 2236 of 2003

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ORAL ORDER:

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This writ petition is filed questioning the proceedings dated 30.11.2002 of the first respondent ordering to establish the office of Grampanchayat at Kammapalle as illegal and arbitrary.

The petitioners herein are residents of Chinna Upparapalli village. They along with other villagers submitted a representation to the first respondent to locate the office of the Grampanchayat at Chinna Upparapalle village. The only grievance of the petitioners is that the respondents are trying to locate the office of Gram Panchayat at Kammapalle against the interest of the villagers of Chinna Upparapalli and in violation of the instructions issued in G.O.Ms.No. 227 dated 13.4.1995. Hence, the present writ petition.

A counter affidavit is filed stating that the villagers of Chinna Upparapalli submitted a representation to locate the Gram Panchayat office at Chinna Upparapalli and on the other hand the Sarpanch of the Gram Panchayat and majority members of the Gram Panchayat represented with a resolution dated 18.9.2002 to locate the office of the Gram Panchayat at Kammapalli in the building of Yuvajana Sangham donated to the Gram Panchayat along with furniture. Both the representations were referred to the Divisional Panchayat Officer, Madanapalli for examination. On examination

of the matter, the Divisional Panchayat Officer, submitted a report and on examination of the said report and the representations of the respective villagers, the first respondent issued orders dated 30.11.2002 to locate the office of Gram Panchayat at Kammapalli in the building donated by the Yuvajana Sangham. It is also stated that Kammapalli is having better facilities and more population than the Chinna Upparapalli and taking into consideration the majority opinion of the ward members a decision was taken to locate the office of the Gram Panchayat at Kammapalli.

Heard the learned counsel for petitioner, learned Government Pleader for Panchayat Raj and Mr. Ugranarasimha for third respondent.

Location of office of the Gram Panchayat is purely an administrative decision and the District Collector and other administrative officers are competent to examine the matter and to take a decision in the larger interest of the public and this Court having no expertise in such matters normally does not interfere with the same. In the present case, the first respondent-District Collector, having regard to the report of the Divisional Panchayat Officer, the respective populations of the villages and the facilities available at respective villages, took a decision to locate the office of the Gram Panchayat at Kammapalli in the building donated by the Yuvajana Sangam. There are no merits in the writ petition warranting interference of this Court.

Accordingly, the writ petition is dismissed. No costs.

N.V.RAMANA,J

DATED: 18.7.2007
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